

m/023/059

PROOF OF PUBLICATION

COPY

STATE OF UTAH)
) ss
COUNTY OF JUAB)

I, Allan R. Gibson, being first duly sworn, depose and say that I am the Publisher of The Times-News, a weekly newspaper of general circulation, published every week at Nephi City, Utah; that the notice attached hereto, and which is a part of

Proof No. 1 of 2

NOTICE TO APPROVE M/023/059

was published in said newspaper for one issue, the publication having been made on the

December 24, 2003

that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and that the same was published in the newspaper proper and not in a supplement.

SUBSCRIBED and sworn to before me this

December 24, 2003

Thunya Y. Darrett
Notary Public, residing at Nephi, Juab County, Utah

FORM NUMBER 99
NORTH 200 WEST
NEPHI, UTAH 84648
COMM. EXP. 7-26-2006

FEB 17 2004

DIV. OF OIL, GAS & MINING

BILL50 / 52

NOTICE TO APPROVE NO. M/023/059

BEFORE THE DIVISION OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH

IN THE MATTER OF TENTATIVE DECISION TO APPROVE A LARGE MINING AND RECLAMATION PLAN FOR NEPHI SANDSTONE CORPORATION'S CEDAR SPRINGS MINE, JUAB COUNTY, UTAH

NOTICE OF TENTATIVE DECISION TO APPROVE NO. M/023/059

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 15, TOWNSHIP 16 SOUTH, RANGE 1 WEST, SLBM, JUAB COUNTY, UTAH.

Legal Notices...

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Large Mining Operations Notice of Intention for Nephi Sandstone Corporation's Cedar Springs Mine. Mining activities will affect the following area: E1/2 of the SE1/4 of Section 15, Township 16 South, Range 1 West, SLBM, Juab County, Utah.

Nephi Sandstone Corporation has submitted a permit application to expand an existing small mining project to a large mining operation. Reclamation surety has been provided to the Division or the proposed project disturbance. The operator will employ the following mining and reclamation techniques on approximately 5.9 acres of private land.

During Operations: The operation will be an open pit gypsum mining operation. Sparse soil resources and the overburden will be removed and stockpiled for reclamation. The exposed gypsum will be drilled and prepared for blasting as needed for production. A mobile crushing and screening plant will be used to crush, size, and stockpile the gypsum material. Stockpiled product will be loaded and trucked off site to established markets.

After Operations: After mining operations are concluded, pad areas will be contoured and scarified. Stockpiled overburden and soil material will be spread over recontoured areas and mulch compost will be used to enhance the soil and revegetation success. Seedbeds will be prepared by ripping prior to seeding to enhance water harvesting. Water bars will be built to control erosion and natural drainage patterns will be re-established. Native seed species will be used for revegetation. The site will be left free draining. The site will be returned to

Legal Notices...

wildlife habitat and grazing land.

The person representing the company is Mr. Bruce Evans; Phone (435) 623-2332. Nephi Sandstone Corporation is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 19th day of December, 2003

STATE OF UTAH
DIVISION OF OIL, GAS AND MINING

/s/
Lowell P. Braxton
Director

Published in The Times-News, Nephi, Utah on 12/24/2003. BILL51 / 51